

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC
DEVELOPMENT DIVISION OF CORPORATIONS, BUSINESS, AND
PROFESSIONAL LICENSING

Atwood Building
550 West Seventh Ave. Room 12
Anchorage, AK

Board of Nursing Minutes

October 31st – November 1st, 2022

By authority of AS 08.01.070(2) and in compliance with the professions of AS 44/62, Article 6, a meeting of the Board of Nursing was held in the Atwood Building 550 W. 7th Ave., Suite 1236 Anchorage, Alaska

Monday, October 31st, 2022

CALL TO ORDER

Chair Danette Schloeder called the meeting to order at 9:00 a.m.

Agenda Item 1: Roll Call

Those present constituting a quorum were:

- Chair RN Member: Danette Schloeder, RN, Anchorage -PRESENT
- APRN Member: Wendy Monrad, APRN, RN, Anchorage - PRESENT
- Public Member: Julie Tisdale, Wasilla – PRESENT
- RN Member: Lena Lafferty, RN, Anchorage - PRESENT
- LPN Member: Jody Miller, Haines – PRESENT
- RN Member: Vianne Smith, Fairbanks - PRESENT
- Public Member: Vacant

Staff present from the Division of Corporations, Business and Professional Licensing:

- Tessa Walker Linderman, DNP, RN Executive Administrator
- Kelly Olson, RN Nurse Consultant

Members of the Public in attendance via Zoom:

- Beth Farnstrom
- Gail Foode
- Lynn Van Vactor
- Nikki Holmes
- Colleen Bridge
- Jared Kosin
- Jody M

- Lori Mann
- Tamra Baldauf
- Erin Collins
- Donna Johnson
- Kelly Olson
- LeMay Hupp
- Rachel Kuenzi
- Savannah Courtright

Agenda Review

On a motion made by, Wendy Monrad, seconded by Lena Lafferty and carried with 5 Ayes, it was **RESOLVED** that the Alaska Board of Nursing approve the agenda for the October 31st to November 1st, 2022, meeting.

Ethics Disclosures: NONE

Agenda Item 2: Public Testimony

- Jared Kosin, President and CEO of Alaska Hospital and Health Care Association discussed his support and encourage the State of Alaska to join the Nurse Licensure Compact.
- Beth Farnstrom from the Alaska Nurses Association, discussed her concerns regarding the renewals on the State of Alaska web site
- Colleen Bridge – thanked the Board for all of their work.
- Tamra Baldauf – discussed the difficulty regarding online renewals on the State of Alaska Web site, it has been difficult to find the requirements for the licensing online.

Public Testimony was closed at 9:48am

Agenda Item 3: Regulations –

APRN DNR Statute – HB 392

- Relating to advanced practice RN and Physicians Assistants, and relating to death certificates, DNR orders and life sustaining treatment
- Marianne Johnston discussed that the APRN has reviewed the bill and does not recommend writing any new regulations at this time. The statute is sufficient, and no regulations are needed.
- Board Member Wendy Monrad thanked the APRN Alliance for their assistance on this proposed statute.

Telehealth Statute HB 265

- The Board reviewed all of the proposed changes in 12 AAC 44.925 Standards of Practice for Telehealth

On a motion made by Danette Schloeder and seconded by Lena Lafferty, and carried with 6 yeas', it was **RESOLVED** that the Board approves the draft language on the telehealth regulations for public

comment.

Licensing Requirements

- The Board discussed the changes to 12 AAC 44 Licensing Requirements. The Board discussed that the changes are ready to be posted for public comment.

On a motion made by Lena Lafferty, and 2nd by Jody Miller and carried with 6 yeas. It was **RESOLVED** that the Board approves the draft language on the licensing regulation for public comment with the following recommendations for subtraction – remove section 44.38

Civil Fines

- The Board reviewed the memo from the State of Alaska Department of Law regarding - Does the Board of Nursing have the authority to impose civil fines?
The Department of Law determined that the Board may take a variety of disciplinary actions, including imposing “a civil fine not to exceed \$5,000”
- The Board reviewed the Alaska Board of Pharmacy – Disciplinary Matrix and the Medical Board Regulations on Civil Fine Examples.

On a motion made by Wendy Monrad, and 2nd by Lena Lafferty and carried with 6 yeas’, it was **RESOLVED** that the board approves the draft language on civil fine regulations for public comment the following recommendation for addition- 44.720 add section e – The board may impose a civil fine in the amount not to exceed \$5,000 per occurrence.

Dialysis Tech

- The board will discuss and vote on this issue tomorrow.

Break: 10:34am

Return: 10:50am

Agenda Item 4: Alternative to Discipline

- Riley Stumpf reviewed the changes in the regulations

On a motion made by Danette Schloeder, and 2nd y Lena Lafferty and carried with 6 yeas’, it was **RESOLVED** that the board approves the draft language on the Alternative to Discipline Program regulations for public comment with the following recommendations – remove in section 12 AAC 44.725, (b) (4) have not previously been terminated from two or more Alaska ADP consent agreements due to non – compliance. And adding (5) has not been terminated from or failed to complete and alternative discipline program because of noncompliance in any other state.

Agenda Item 5: Nurse Licensure Compact

- This agenda item has been rescheduled to Tuesday agenda.

Agenda Item 6: AHHA Nurse Tech

- Nikki Holmes presented on the Nurse Technician Role in Alaska. The AHHA recommends changing the State of Alaska nursing regulations to allow for a new role called Nurse

Technician. In this role, student nurses hired by health care facilities could perform the nursing skills for which they have demonstrated competency.

- Wendy Monrad recommended that AHHA create a working group to include board members. The Board invited AHHA to the February board meeting.

Break: 12:08

Return: 1:00

Agenda Item 7: Licensing Report for Nursing and CAN

- Madeleine Henderson presented the Licensing Summary for RN's. There are currently 22,839 active licenses.
- Kelly Olson presented the CNA program report.
- New Program requests – presented by Janyce Larrick, RN. 5-week course twice a year for a long-term care CAN training program.

On a motion made by Lena Lafferty and 2nd by Jody Miller, and carried with 5 yeas', it was **RESOLVED** that the Board approve South Peninsula Hospital Long Term Care nurse aid training program on provisional status.

- Karen Scoggins presented on an expansion to the Central Peninsula Hospital

On a motion made by Lena Lafferty and 2nd by Vianne Smith and carried with 5 yeas', it was **RESOLVED** that the Board approve Heritage Place nurse aid training program to expand to Central Peninsula Hospital on provisional status.

Agenda Item 8: School Nurse discussion

- Wendy Williams presented a discussion regarding the advisory opinion relating to the delegation of routine controlled medication administration to UAP's in the school settings.

Break: 1:50pm

Return: 2:00pm

Agenda Item 9: RN Fluoroscopy Scope

- Rachel Grieme, BSN, RN presented regarding concern of the scope of practice for registered nurses in the field of radiology. Proposing that a RN should be able to take the 10-hour fluoroscopy course for medical radiation device operation

Agenda Item 10: Respiratory Therapist Letter of Support

- Karen Good presented, seeking support in pursuit of state licensure for respiratory therapists.

On a motion made by Lena Lafferty and 2nd by Jody Miller, and carried with 5 yeas', it was **RESOLVED** that the Board supports and signs the respiratory therapist letter of support.

Agenda Item 11: Advisory Opinion Review

- The Board reviewed Administration, Continuing Education, Education and Medication advisory opinions.

Recess: 3:36pm

Tuesday, November 1st, 2022, CALL TO ORDER

Chair Danette Schloeder called the meeting to order at 9:00am

Call to Order, Roll Call and Introductions

Those present constituting a quorum were:

- Chair RN Member: Danette Schloeder, RN, Anchorage -PRESENT
- APRN Member: Wendy Monrad, APRN, RN, Anchorage - PRESENT
- Public Member: Julie Tisdale, Wasilla – PRESENT
- RN Member: Lena Lafferty, RN, Anchorage - PRESENT
- LPN Member: Jody Miller, Haines – PRESENT
- RN Member: Vianne Smith, Fairbanks - PRESENT

Staff present from the Division of Corporations, Business and Professional Licensing:

- Tessa Linderman Walker, Executive Administrator
- Kristina Bond, Investigations
- Sonja Lipsky, Investigations
- Marilyn Zimmerman

Members of the Public in attendance

- Donna Johnson
- Tamara Baldauf
- Gail Foode
- Collene Bridge
- Nikki Holmes
- Lemay Hupp
- Anna Kelley
- Lynn Van Vector
- Angie Thursby
- Kelly Olson
- Beth Farnstrom
- Erin Cillins
- Savannah Courtright

Agenda Item 12: Investigations – Executive Session

On a motion made by Danette Schloeder seconded by Wendy Monrad and carried with 6 Ayes it was agreed that the Alaska Board of Nursing enter into Executive Session at 9:06am, in accordance with AS 44.62.310(c), and Alaska Constitutional Right to Privacy Provisions, for the purpose of discussing cases and reports by the investigative team. Board staff members are to remain during the session.

Let the record reflect that the Board of Nursing moved into Executive Session at 9:04 a.m. The door is locked, only Board members, Board staff and the investigative team are present.

The Board came out of Executive Session at 10:00am

Paris Stephens

On a motion made by Lena Lafferty, seconded by Wendy Monrad, and carried with 6 ayes,

The Board of Nursing for the State of Alaska has considered the request from Paris Stephens, License # NURR35423, to modify probation requirements of her Consent Agreement, adopted on November 5, 2020. The Board hereby modifies the following terms of that Agreement:

- Ms. Stephens made a request to the Board for modification of the Alaska residency requirement of Paragraph A: Duration of Probation. The Board has granted a change of residency to allow probation to continue to toll while not residing in the State of Alaska

The Board of Nursing for the State of Alaska, having examined this Order, regarding Case No. 2020-001108, agrees to modify the existing Consent Agreement, effective immediately upon signature of this Order in accordance with the approval of the Board of Nursing

Gregory Andrew

On a motion made by Lena Lafferty, seconded by Jody Miller, and carried with 6 ayes,

IT IS HEREBY ORDERED that Default is entered against Gregory G. Andrew (Respondent) and that Respondent's registered nurse license No. 130823 is revoked.

In accordance with AS 44.62.550 and 12 AAC 44.785, the Board of Nursing will allow Respondent to apply for reinstatement of this license **after one year** has elapsed following the effective date of this Decision.

Under this provision, any reinstatement of Respondent's registered nurse license shall be conditioned subject to:

1) Payment of a civil fine in the amount of \$1,950.00 for Respondent's repeated failure to provide appropriate documentation and to respond to requests for that documentation;

and

Mandatory audits to monitor compliance with the continuing competency requirements, where satisfactory documentation to verify Respondent's completion of the required continuing competency must be received and approved by the Board or its designee prior to the processing of the renewal/ reinstatement of his registered nurse license. This requirement will remain until Respondent's registered nurse license has been renewed/reinstated subject to this mandatory audit requirement for two license periods

Jennifer Chambers

On a motion made by Lena Lafferty, seconded by Jody Miller, and carried with 6 ayes,

IT IS HEREBY ORDERED that Default is entered against Jennifer L. Chambers (Respondent) and that Respondent's registered nurse license No. 140639 is revoked.

In accordance with AS 44.62.550 and 12 AAC 44.785, the Board of Nursing will allow Respondent to apply for reinstatement of this license **after one year** has elapsed following the effective date of this Decision.

Under this provision, any reinstatement of Respondent's registered nurse license shall be conditioned subject to:

2) Payment of a civil fine in the amount of \$1,950.00 for Respondent's repeated failure to provide appropriate documentation and to respond to requests for that documentation;

and

Mandatory audits to monitor compliance with the continuing competency requirements, where

satisfactory documentation to verify Respondent's completion of the required continuing competency must be received and approved by the Board or its designee prior to the processing of the renewal/reinstatement of her registered nurse license. This requirement will remain until Respondent's registered nurse license has been renewed/reinstated subject to this mandatory audit requirement for two license periods

Michael Suermondt

On a motion made by Lena Lafferty, seconded by Jody Miller, and carried with 6 ayes,

The Alaska Board of Nursing, having examined the Consent Agreement, Decision and Order under Case No. 2021-000845, *In the matter of MICHAEL P. SUERMONDT*, registered nurse license No. NURR29508, adopts this Consent Agreement, Decision and Order in this matter.

Any violation of this Consent Agreement, Decision and Order may result in the immediate suspension of Respondent's Alaska registered nurse license without further action by the Board. This Consent Agreement, Decision and Order takes effect immediately upon signature of this Order with approval of the BOARD OF NURSING

Catherine Crozier

On a motion made by Lena Lafferty, seconded by Julie Tisdale, and carried with 4 ayes- Julie Tisdale, Lena Lafferty, Wendy Monrad and Danette Schloeder, and 2 recuse – Vianne Smith and Jody Miller.

The Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case No. 2022-000220, Catherine Crozier, license number 158270, adopts the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement

Amy Ford

On a motion made by Lena Lafferty, seconded by Julie Tisdale, and carried with 5 ayes- Julie Tisdale, Lena Lafferty, Wendy Monrad, Vianne Smith and Jody Miller and 1 requeste – Danette Schloeder.

The Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case No. 2022-000142, Amy Elizabeth Ford, license number NURR33818, adopts the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board.

The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement

Kathryn Rabung

On a motion made by Lena Lafferty, seconded by Wendy Monrad, and carried with 5 ayes- Julie Tisdale, Danette Schloeder, Wendy Monrad, Vianne Smith and Jody Miller and 1 request – Lena Lafferty.

The Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case No. 2022-000199, Kathryn Christine Rabung, license number NURR34257, adopts the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board

The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement

Erika Yeager

On a motion made by Lena Lafferty, seconded by Wendy Monrad, and carried with 5 ayes- Julie Tisdale, Lena Lafferty, Wendy Monrad, Vianne Smith and Jody Miller and 1 request – Danette Schloeder.

The Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case No. 2021-000383, Erika Lynne Yeager, license number NURR36625, adopts the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board.

The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement

Carla Putman

On a motion made by Lena Lafferty, seconded by Jody Miller, and carried with 6 ayes.

The Board of Nursing for the State of Alaska, having examined the Surrender of License case number 2021-000428, Carla Lynn Putman, Registered Nurse license number NURR18625, hereby adopts the Surrender of License in this matter.

This Surrender of License takes effect immediately upon signature of this Order in accordance with the approval of the Board

Agenda Item 13: Probations report

Investigator Sonja Lipsky presented the probation report to the Board

Agenda Item 14: Audit Review Clarification

Marilyn Zimmerman presented a regulation status that audit not in compliance need to be reviewed by a Board member. Would the board like to delegate authority to the Executive Administrator?

Agenda Item 15: Telehealth

On a motion made by Lena Lafferty and 2nd by Vianne Smith, and passing with 6 ayes, it was **RESOLVED** that the Board agree to join a petition that the Board supports urging the DEA and SAMHSA to permanently extend telehealth flexibilities after the expiration of the COVID 19 public health emergency for prescribing buprenorphine, one of the three FDA approved medication for treating opioid use disorder.

Agenda Item 16: Dialysis Delegation

Wendy Funk Schrage presented. The board inquired about who is going to administer the epinephrin in the lab.

On a motion made by Danette Schloeder and 2nd by Wendy Monrad, which failed to pass with 3 yeas'- Jody Miller, Julie Tisdale and Vianne Smith and 3 nay's Lena Lafferty, Wendy Monrad and Danette Schloeder. It was NOT RESOLVED that the board open a regulation project on dialysis delegation.

Agenda Item 16: Schools of Nursing – Annual Reports

Charter College

On a motion made by Lena Lafferty, and 2nd by Julie Tisdale and passing with 6 yeas', it was RESOLVED that the Alaska Board of Nursing re-approve Charter College Associate Nursing Program

for 2023

UAA

On a motion made by Lena Lafferty, and 2nd by Jody Miller and passing with 5 yeas', it was RESOLVED that the Alaska Board of Nursing re-approve University of Alaska Anchorage Nursing Program for 2023

APU

On a motion made by Lena Lafferty, and 2nd by Vianne Smith and passing with 5 yeas', it was RESOLVED that the Alaska Board of Nursing re-approve Alaska Pacific University Nursing Program for 2023

Agenda Item 17: Nurse Licensure Compact

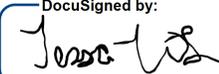
On a motion made by Wendy Monrad and 2nd by Lena Lafferty and passing with 6 yeas it was resolved that the Alaska Board of Nursing reaffirms their support for Alaska joining the Nurse License Compact (NLC)

Agenda Item 18: Year End Fiscal Report – Director Sara Chambers

- "Nursing team is phenomenal!" – Director Sara Chamber in reference to administration of federal grant for emergency medical licenses (Recent processing and placement of FEMA support nursing staff during COVID related staffing crisis).
- Thank you to BON for working on regulations and stream-lining licensing – led by Tessa and Lisa!
- Fee analysis recommended related to surplus revenue & forecasting additional expenses with growth in volume of nurses.
- Move into executive session by Danette Schloeder
 1. In accordance with the provisions of Alaska Statute 44.62.310 (c)(3) I move that the Alaska Board of Nursing goes into executive session for the purpose to discuss matters which by law are required to be confidential at 12:33pm – 2nd by Wendy Monrad and 5 yea votes. Confidential and deliberative session.
 2. It was the intention that board staff be present for the previous executive session.

Adjourn 13:08 - motion by Lena, 2nd by Wendy

Respectfully submitted,

DocuSigned by:

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Executive Administrator, Alaska Board of Nursing

Approved:

Date: 2/8/2023

DocuSigned by:
Danette Schloeder
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Chair, Alaska Board of Nursing